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AUG 17 2005

Navy Case No. 84,352

In the United States Patent and Trademark Office

In re: Villalobos et al
Serial No.: 10/601,884
Filed: June 24, 2003
For: Spinel and Process for
Making Same

Examiner: Ling X. Xu
Art Unit: 1775

Date: August 17, 2005

Second Appeal Brief

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20230:

Sir:

This is in response to the PTO office action dated July 7, 2005, entitled "Notification of Non-Compliant Appeal Brief (37 CFR 41.37)" and an appeal from the final rejection of claims 1, 4, 5, 19 and 20.

(i) Real party in interest

The real party in interest in this patent application is the Federal Government, as represented by the Department of Navy.

(ii) Related appeals and interferences

This application is not involved in any other appeal or interference.

(iii) Status of claims

Claims 1, 4, 5, 19 and 20 stand finally rejected. Claims 2, redundant claim 2, 3 and 21 have been canceled. Claims 6-18 have

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